

<p>Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address</p> <p>D. EDWARD HAYS, #162507 ehays@marshackhays.com DAVID A. WOOD, #272406 dwood@marshackhays.com TINHO MANG, #322146 tmang@marshackhays.com MARSHACK HAYS LLP 870 Roosevelt Irvine, CA 92620 Telephone: (949) 333-7777</p> <p><input type="checkbox"/> <i>Movant(s) appearing without an attorney</i> <input checked="" type="checkbox"/> <i>Attorney for Movant(s)</i></p>	<p>FOR COURT USE ONLY</p>
<p align="center">UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA - SANTA ANA DIVISION</p>	
<p>In re: NORTHERN HOLDING, LLC</p> <p align="right">Debtor(s).</p>	<p>CASE NO.: 8:20-bk-13014-MW CHAPTER: 7</p> <p align="center">DECLARATION THAT NO PARTY REQUESTED A HEARING ON MOTION LBR 9013-1(o)(3)</p> <p align="center">[No Hearing Required]</p>

- I am the ☐ Movant(s) or ☒ attorney for Movant(s) or ☐ employed by attorney for Movant(s).
- On (date): 08/09/2021 Movant(s) filed a motion or application (Motion) entitled: Chapter 7 Trustee's Motion to Set Chapter 11 Administrative Claims Bar Date (Dk. No. 182)
- A copy of the Motion and notice of motion is attached to this declaration.
- On (date): 08/09/2021 Movant(s), served a copy of ☐ the notice of motion or ☒ the Motion and notice of motion on required parties using the method(s) identified on the Proof of Service of the notice of motion.
- Pursuant to LBR 9013-1(o), the notice of motion provides that the deadline to file and serve a written response and request for a hearing is 14 days after the date of service of the notice of motion, plus 3 additional days if served by mail, or pursuant to F.R.Civ.P. 5(b)(2)(D) or (F).
- More than 17 days have passed after Movant(s) served the notice of motion.
- I checked the docket for this bankruptcy case and/or adversary proceeding, and no response and request for hearing was timely filed.
- No response and request for hearing was timely served on Movant(s) via Notice of Electronic Filing, or at the street address, email address, or facsimile number specified in the notice of motion.

This form is mandatory. It has been approved for use in the United States Bankruptcy Court for the Central District of California.

9. Based on the foregoing, and pursuant to LBR 9013-1(o), a hearing is not required.

Movant(s) requests that the court grant the motion and enter an order without a hearing.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Date: 09/02/2021

/s/ Tinho Mang
Signature

TINHO MANG
Printed name

EXHIBIT 1

1 D. EDWARD HAYS, #162507
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7 Attorneys for Chapter 7 Trustee,
RICHARD A. MARSHACK

8
9 UNITED STATES BANKRUPTCY COURT
10 CENTRAL DISTRICT OF CALIFORNIA – SANTA ANA DIVISION

11 In re
12 NORTHERN HOLDING, LLC,
13 Debtor.

Case No. 8:20-bk-13014-MW

Chapter 7

CHAPTER 7 TRUSTEE’S MOTION TO
SET CHAPTER 11 ADMINISTRATIVE
CLAIMS BAR DATE; MEMORANDUM
OF POINTS AND AUTHORITIES

[NO HEARING REQUIRED PURSUANT
TO RULE 9013-1(O) OF THE LOCAL
BANKRUPTCY RULES]

17
18 TO THE HONORABLE MARK S. WALLACE, UNITED STATES BANKRUPTCY JUDGE, THE
19 OFFICE OF THE UNITED STATES TRUSTEE, AND ALL INTERESTED PARTIES:

20 Richard A. Marshack, in his capacity as Chapter 7 Trustee (“Trustee”) of the Bankruptcy
21 Estate (“Estate”) of Northern Holding, LLC (“Debtor”), moves this Court for an order setting a bar
22 date for all individuals and entities who believe they hold claims entitled to administrative priority, if
23 any, to file and set for hearing applications for payment of fees and expenses and/or requests for
24 payment of administrative claims (“Motion”).

25 **1. Summary of Argument**

26 A trustee administering a chapter 7 estate must ascertain which creditors assert claims against
27 the estate, and the validity of those claims. To ascertain the scope and extent of administrative
28 priority claims against Debtor, Trustee files this motion seeking an order (1) approving an

administrative claims bar date of October 29, 2021 for Chapter 11 administrative creditors to seek approval of their claims by filing a motion or stipulation; (2) approving the notice procedures described below; and (3) setting a hearing date for allowance or disallowance of Chapter 11 administrative priority claims. The establishment of a claims bar date will ensure the timely administration of this estate and that the Trustee has the correct payoff amounts for each claimant.

2. Procedural Background

On October 28, 2020, Debtor filed a voluntary petition for bankruptcy under Chapter 11 of Title 11 of the United States Code, initiating the above-captioned bankruptcy proceeding. Debtor operated as a debtor-in-possession from October 28, 2020 to June 15, 2021, when the case was converted (“Chapter 11 Period”).

On February 16, 2021, as Dk. No. 60, the Office of the United States Trustee (“OUST”) filed a motion to dismiss or convert the case for cause pursuant to 11 U.S.C. § 1112(b).

On June 15, 2021, as Dk. No. 116, the Court entered an order converting the case to Chapter 7. Richard A. Marshack (previously defined as “Trustee”) was appointed as the Chapter 7 trustee.

On June 25, 2021, as Dk. No. 126, Debtor filed its final report of postpetition debts and account pursuant to FRBP 1019.

The Trustee respectfully requests that, pursuant to 11 U.S.C § 105(a) and Rule 1019(6) of the Federal Rules of Bankruptcy Procedure, the Court enter an order (1) establishing October 29, 2021, as the deadline for filing motions or stipulations for allowance of Chapter 11 administrative expenses against the Estate (“Administrative Claims Bar Date”); (2) approving the notice procedures described below; and (3) setting a hearing date for allowance or disallowance of Chapter 11 administrative priority claims.

Provided that notice is proper to such creditor(s), the Administrative Claims Bar Date should result in the automatic disallowance of untimely-filed administrative priority claims for the Chapter 11 Period. The Trustee also requests that the Court set a hearing date of November 22, 2021 at 2:00 p.m. for all hearings on the allowance or disallowance of any Chapter 11 administrative claim.

1 **3. Legal Argument**

2 **A. There is good cause to establish an administrative claims bar date.**

3 Administrative expenses shall be allowed “after notice and hearing.” 11 U.S.C. § 503(b).
4 Notice and a hearing is a requirement before administrative expenses may be paid by the Trustee.
5 *See, e.g., Dreyfuss v. Cory (In re Cloobek)*, 788 F.3d 1243, 1245-47 (9th Cir. 2015); *see In re Dant*
6 *& Russell, Inc.*, 853 F.2d 700, 706-07 (9th Cir. 1988). “A request for payment of an administrative
7 expense incurred before conversion of the case is timely filed under § 503(a) of the Code if it is filed
8 before conversion *or a time fixed by the court...*” FRBP 1019(6) (emphasis added). This Court has
9 authority pursuant to Rule 1019 and 11 U.S.C. § 105(a) to fix a deadline for specific administrative
10 claimants to file their motions for allowance of administrative expenses. *See* 11 U.S.C. § 105(a)
11 (“The court may issue any order, process, or judgment that is necessary or appropriate to carry out
12 the provisions of this title...”).

13 The establishment of a bar date for the filing of Chapter 11 administrative priority proofs of
14 claim and motions or stipulations for the allowance of such claims will enable the Trustee to
15 determine the full number and amount of allowed Chapter 11 administrative claims. These
16 determinations will be essential to the Trustee’s ability to make distributions to any other creditors in
17 this case (although it is unclear to what extent there may be general unsecured creditors in this case).
18 Because this case cannot be concluded without a final determination of post-petition administrative
19 claims, setting a bar date is essential to concluding this case. As such, the Court should enter an
20 order establishing the Administrative Claims Bar Date.

21 **B. Proposed Notice Procedures**

22 The Trustee proposes the following notice procedures: If the Court approves this Motion, the
23 Trustee will prepare and serve a notice to relevant parties as to, among other things: (1) the date of
24 entry of an order setting the Administrative Claims Bar Date; (2) the Administrative Claims Bar
25 Date of October 29, 2021; and (3) the need to file appropriate motions with the Court on or before
26 the Administrative Claims Bar Date.

27 The Trustee proposes to serve the notice of Administrative Claims Bar Date within seven
28 days after the entry of an order granting this Motion, by regular mail to: (a) all known creditors,

including all purported administrative or post-petition creditors listed on the FRBP 1019 report and, if also known, their counsel; (b) all parties on the service list described in Rule 2002-1(c) of the Local Bankruptcy Rules (“LBR”); (c) all equity security holders; (d) any indenture trustees; (e) the United States Trustee; and (f) all taxing and regulatory authorities for the jurisdictions in which the Debtor did business.

4. Conclusion

Based on the foregoing, the Trustee respectfully requests that the Court enter an order:

1. Granting the Motion;
2. Providing that the last day for administrative claimants to file a motion and/or application requesting allowance and payment of fees and reimbursement of expenses incurred during the Chapter 11 Period is October 29, 2021, and that all such motions and/or applications shall be set for hearing as promptly thereafter as the Court’s calendar allows;
3. Approving the notice procedures set forth herein and directing notice of the Administrative Claims Bar Date to be served within seven (7) days of the entry of an order granting the Motion;
4. Automatically disallowing proofs of claim on a Chapter 11 administrative priority basis unless a motion or stipulation is timely filed by the Administrative Claims Bar Date;
5. Setting a hearing for November 22, 2021 on the allowance or disallowance of any timely filed Chapter 11 administrative claim; and
6. Such other and further relief as the Court may deem just and proper.

Dated: August 9, 2021

MARSHACK HAYS LLP

/s/ Tinho Mang

By: _____

D. EDWARD HAYS

DAVID A. WOOD

TINHO MANG

Attorneys for Chapter 7 Trustee

RICHARD A. MARSHACK

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:
870 Roosevelt, Irvine, CA 92620

A true and correct copy of the foregoing document entitled: **CHAPTER 7 TRUSTEE'S MOTION TO SET CHAPTER 11 ADMINISTRATIVE CLAIMS BAR DATE; MEMORANDUM OF POINTS AND AUTHORITIES** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)**: Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On **August 9, 2021**, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

☒ Service information continued on attached page

2. **SERVED BY UNITED STATES MAIL**: On **August 9, 2021**, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

DEBTOR

NORTHERN HOLDING, LLC
ATTN: OFFICER, A MANAGING OR GENERAL AGENT,
OR TO ANY OTHER AGENT AUTHORIZED BY
APPOINTMENT OR LAW TO RECEIVE SERVICE
13217 JAMBOREE RD #429
TUSTIN, CA 92782

☐ Service information continued on attached page

3. **SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL** (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on **August 9, 2021**, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

PURSUANT TO LBR 5005-2(d) AND COURT MANUAL APPENDIX F SECTION 2.2, NON-HEARING MOTIONS WHEN THE RESPONSE DEADLINE HAS NOT PASSED WILL NOT BE SERVED UPON THE JUDGE.

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

August 9, 2021
Date

Layla Buchanan
Printed Name

/s/ Layla Buchanan
Signature

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** CONTINUED:

- **ATTORNEY FOR U.S. TRUSTEE (SA):** Nancy S Goldenberg nancy.goldenberg@usdoj.gov
- **ATTORNEY FOR CREDITOR FARM CREDIT WEST, FLCA:** Michael J Gomez mgomez@frandzel.com, dmoore@frandzel.com
- **ATTORNEY FOR TRUSTEE RICHARD A MARSHACK (TR):** D Edward Hays ehays@marshackhays.com, ehays@ecf.courtdrive.com; kfrederick@ecf.courtdrive.com; cmendoza@marshackhays.com; cmendoza@ecf.courtdrive.com
- **ATTORNEY FOR TRUSTEE RICHARD A MARSHACK (TR):** Tinho Mang tmang@marshackhays.com, tmang@ecf.courtdrive.com; kfrederick@ecf.courtdrive.com; cmendoza@ecf.courtdrive.com
- **TRUSTEE RICHARD A MARSHACK (TR):** Richard A Marshack (TR) pkraus@marshackhays.com, rmarshack@iq7technology.com; ecf.alert+Marshack@titlexi.com
- **ATTORNEY FOR INTERESTED PARTY BANK DIRECT CAPITAL FINANCE:** Elissa Miller emiller@sulmeyerlaw.com, emillersk@ecf.inforuptcy.com; ccaldwell@sulmeyerlaw.com
- **ATTORNEY FOR DEBTOR NORTHERN HOLDING LLC:** Roksana D. Moradi-Brovia roksana@rhmfirm.com, matt@rhmfirm.com; janita@rhmfirm.com; susie@rhmfirm.com; max@rhmfirm.com; priscilla@rhmfirm.com; pardis@rhmfirm.com; russ@rhmfirm.com; rebecca@rhmfirm.com; david@rhmfirm.com; sloan@rhmfirm.com
- **ATTORNEY FOR CREDITOR ADLER BELMONT GROUP, INC.:** Paul F Ready tamara@farmerandready.com
- **ATTORNEY FOR DEBTOR NORTHERN HOLDING LLC:** Matthew D. Resnik matt@rhmfirm.com, roksana@rhmfirm.com; janita@rhmfirm.com; susie@rhmfirm.com; max@rhmfirm.com; priscilla@rhmfirm.com; pardis@rhmfirm.com; russ@rhmfirm.com; rebecca@rhmfirm.com; david@rhmfirm.com; sloan@rhmfirm.com
- **UNITED STATES TRUSTEE (SA):** United States Trustee (SA) ustpregion16.sa.ecf@usdoj.gov
- **ATTORNEY FOR CREDITOR FARM CREDIT WEST, FLCA:** Reed S Waddell rwaddell@frandzel.com, sking@frandzel.com
- **ATTORNEY FOR CREDITOR FARM CREDIT WEST, FLCA:** Gerrick Warrington gwarrington@frandzel.com, sking@frandzel.com
- **INTERESTED PARTY COURTESY NEF:** David Wood dwood@marshackhays.com, dwood@ecf.courtdrive.com; lbuchananmh@ecf.courtdrive.com; kfrederick@ecf.courtdrive.com

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3 TINHO MANG, #322146
tmang@marshackhays.com
4 MARSHACK HAYS LLP
870 Roosevelt
5 Irvine, CA 92620
Telephone: (949) 333-7777
6 Facsimile: (949) 333-7778

7 Attorneys for Chapter 7 Trustee,
RICHARD A. MARSHACK
8

9 UNITED STATES BANKRUPTCY COURT
10 CENTRAL DISTRICT OF CALIFORNIA – SANTA ANA DIVISION

11 In re
12 NORTHERN HOLDING, LLC,
13 Debtor.
14
15
16
17

Case No. 8:20-bk-13014-MW

Chapter 7

NOTICE OF CHAPTER 7 TRUSTEE'S
MOTION TO SET CHAPTER 11
ADMINISTRATIVE CLAIMS BAR DATE

[NO HEARING REQUIRED PURSUANT
TO RULE 9013-1(O) OF THE LOCAL
BANKRUPTCY RULES]

18 TO THE HONORABLE MARK S. WALLACE, UNITED STATES BANKRUPTCY JUDGE, THE
19 OFFICE OF THE UNITED STATES TRUSTEE, AND ALL INTERESTED PARTIES:

20 PLEASE TAKE NOTICE that Richard A. Marshack, in his capacity as Chapter 7 Trustee
21 (“Trustee”) of the Bankruptcy Estate (“Estate”) of Northern Holding, LLC (“Debtor”), has filed a
22 motion for an order setting a bar date for all individuals and entities who believe they hold claims
23 entitled to administrative priority, if any, to file and set for hearing applications for payment of fees
24 and expenses and/or requests for payment of administrative claims (“Motion”).

25 To ascertain the scope and extent of administrative priority claims against Debtor, Trustee
26 files the Motion seeking an order (1) approving an administrative claims bar date of October 29,
27 2021 for Chapter 11 administrative creditors to seek approval of their claims by filing a motion or
28 stipulation; (2) approving the notice procedures described below; and (3) setting a hearing date for

1 allowance or disallowance of Chapter 11 administrative priority claims. The establishment of a
2 claims bar date will ensure the timely administration of this estate and that the Trustee has the
3 correct payoff amounts for each claimant.

4 The Trustee proposes the following notice procedures: If the Court approves this Motion, the
5 Trustee will prepare and serve a notice to relevant parties as to, among other things: (1) the date of
6 entry of an order setting the Administrative Claims Bar Date; (2) the Administrative Claims Bar
7 Date of October 29, 2021; and (3) the need to file appropriate motions with the Court on or before
8 the Administrative Claims Bar Date.

9 The Trustee proposes to serve the notice of Administrative Claims Bar Date within seven
10 days after the entry of an order granting this Motion, by regular mail to: (a) all known creditors,
11 including all purported administrative or post-petition creditors listed on the FRBP 1019 report and,
12 if also known, their counsel; (b) all parties on the service list described in Rule 2002-1(c) of the
13 Local Bankruptcy Rules ("LBR"); (c) all equity security holders; (d) any indenture trustees; (e) the
14 United States Trustee; and (f) all taxing and regulatory authorities for the jurisdictions in which the
15 Debtor did business.

16 Provided that notice is proper to such creditor(s), the Administrative Claims Bar Date should
17 result in the automatic disallowance of untimely-filed administrative priority claims for the Chapter
18 11 Period. The Trustee also requests that the Court set a hearing date of November 22, 2021 at 2:00
19 p.m. for all hearings on the allowance or disallowance of any Chapter 11 administrative claim.

20 The complete scope and terms of relief are detailed in the Motion, a copy of which can be
21 obtained by contacting D. Edward Hays or Tinho Mang, whose contact information is listed on the
22 top left-hand corner of the first page of this Notice.

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PLEASE TAKE FURTHER NOTICE that any response and request for a hearing as to the proposed relief must be in the form as required by LBR 9013-1(f) and (o) and filed with the Clerk of the above-entitled Court no later than fourteen days (14) from the date of service of this Notice, plus an additional 3 days unless this Notice was served by personal delivery or posting as described in F.R. Civ. P. 5(b)(2)(A)-(B). A copy of any response must be served on Trustee's counsel, D. Edward Hays and Tinho Mang, at the address indicated above and must also be served on the Office of the United States Trustee, 411 W 4th Street, Suite 7160, Santa Ana, California 92701. Failure to timely respond may be deemed as acceptance of the proposed relief. *See* LBR-9013-1(h).

Dated: August 9, 2021

MARSHACK HAYS LLP

/s/ Tinho Mang

By: _____

D. EDWARD HAYS

DAVID A. WOOD

TINHO MANG

Attorneys for Chapter 7 Trustee

RICHARD A. MARSHACK

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:
870 Roosevelt, Irvine, CA 92620

A true and correct copy of the foregoing document entitled: **NOTICE OF CHAPTER 7 TRUSTEE'S MOTION TO SET CHAPTER 11 ADMINISTRATIVE CLAIMS BAR DATE** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On **August 9, 2021**, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

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DEBTOR

NORTHERN HOLDING, LLC
ATTN: OFFICER, A MANAGING OR GENERAL AGENT,
OR TO ANY OTHER AGENT AUTHORIZED BY
APPOINTMENT OR LAW TO RECEIVE SERVICE
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3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on **August 9, 2021**, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

PURSUANT TO LBR 5005-2(d) AND COURT MANUAL APPENDIX F SECTION 2.2, NON-HEARING MOTIONS WHEN THE RESPONSE DEADLINE HAS NOT PASSED WILL NOT BE SERVED UPON THE JUDGE.

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

August 9, 2021 Layla Buchanan

Date Printed Name

/s/ Layla Buchanan

Signature

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** CONTINUED:

- **ATTORNEY FOR U.S. TRUSTEE (SA):** Nancy S Goldenberg nancy.goldenberg@usdoj.gov
- **ATTORNEY FOR CREDITOR FARM CREDIT WEST, FLCA:** Michael J Gomez mgomez@frandzel.com, dmoore@frandzel.com
- **ATTORNEY FOR TRUSTEE RICHARD A MARSHACK (TR):** D Edward Hays ehays@marshackhays.com, ehays@ecf.courtdrive.com; kfrederick@ecf.courtdrive.com; cmendoza@marshackhays.com; cmendoza@ecf.courtdrive.com
- **ATTORNEY FOR TRUSTEE RICHARD A MARSHACK (TR):** Tinho Mang tmang@marshackhays.com, tmang@ecf.courtdrive.com; kfrederick@ecf.courtdrive.com; cmendoza@ecf.courtdrive.com
- **TRUSTEE RICHARD A MARSHACK (TR):** Richard A Marshack (TR) pkraus@marshackhays.com, rmarshack@iq7technology.com; ecf.alert+Marshack@titledxi.com
- **ATTORNEY FOR INTERESTED PARTY BANK DIRECT CAPITAL FINANCE:** Elissa Miller emiller@sulmeyerlaw.com, emillersk@ecf.inforuptcy.com; ccaldwell@sulmeyerlaw.com
- **ATTORNEY FOR DEBTOR NORTHERN HOLDING LLC:** Roksana D. Moradi-Brovia roksana@rhmfirm.com, matt@rhmfirm.com; janita@rhmfirm.com; susie@rhmfirm.com; max@rhmfirm.com; priscilla@rhmfirm.com; pardis@rhmfirm.com; russ@rhmfirm.com; rebecca@rhmfirm.com; david@rhmfirm.com; sloan@rhmfirm.com
- **ATTORNEY FOR CREDITOR ADLER BELMONT GROUP, INC.:** Paul F Ready tamara@farmerandready.com
- **ATTORNEY FOR DEBTOR NORTHERN HOLDING LLC:** Matthew D. Resnik matt@rhmfirm.com, roksana@rhmfirm.com; janita@rhmfirm.com; susie@rhmfirm.com; max@rhmfirm.com; priscilla@rhmfirm.com; pardis@rhmfirm.com; russ@rhmfirm.com; rebecca@rhmfirm.com; david@rhmfirm.com; sloan@rhmfirm.com
- **UNITED STATES TRUSTEE (SA):** United States Trustee (SA) ustpreion16.sa.ecf@usdoj.gov
- **ATTORNEY FOR CREDITOR FARM CREDIT WEST, FLCA:** Reed S Waddell rwaddell@frandzel.com, sking@frandzel.com
- **ATTORNEY FOR CREDITOR FARM CREDIT WEST, FLCA:** Gerrick Warrington gwarrington@frandzel.com, sking@frandzel.com
- **INTERESTED PARTY COURTESY NEF:** David Wood dwood@marshackhays.com, dwood@ecf.courtdrive.com; lbuchananmh@ecf.courtdrive.com; kfrederick@ecf.courtdrive.com

2. **SERVED BY UNITED STATES MAIL:** CONTINUED:

SECURED CREDITOR / POC ADDRESS

ELRICH RUSSELL
C/O KARI L. LEY, ATTORNEY AT
LAW
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CLOVIS, CA 93612

SECURED CREDITOR / POC ADDRESS

ERICH RUSSELL
2380 LIVE OAK ROAD
PASO ROBLES, CA 93446-9693

SECURED CREDITOR

FARM CREDIT WEST
3755 ATHERTON RD
11707 FAIR OAKS BLVD
ROCKLIN, CA 95765

SECURED CREDITOR / POC ADDRESS

FARM CREDIT WEST, FLCA
C/O MICHAEL J. GOMEZ
FRANDZEL ROBINS BLOOM &
CSATO, L.C.
1000 WILSHIRE BOULEVARD,
19TH FLOOR
LOS ANGELES, CA 90017-2457

SECURED CREDITOR / POC ADDRESS

FARM CREDIT WEST, FLCA
ATTN: KEVIN E. RALPH
3755 ATHERTON DRIVE
ROCKLIN CA 95765-3701

SECURED CREDITOR / POC ADDRESS

JAMES W. HAMILTON ACTTC
SAN LUIS OBISPO TAX COLLECTOR
1055 MONTEREY STREET
SUITE D-290
SAN LUIS OBISPO CA 93408-1003

SECURED CREDITOR

MORTGAGE LENDER SERVICES
AS AGENT
FARM CREDIT WEST, FLCA, AS
TRUSTEE
11707 FAIR OAKS BLVD
FAIR OAKS, CA 95628-2816

CREDITOR

ATTORNEY GENERAL
UNITED STATES DEPARTMENT OF
JUSTICE
BEN FRANKLIN STATION
P.O. BOX 683
WASHINGTON, DC 20044

CREDITOR / POC ADDRESS

ADLER BELMONT GROUP, INC.
C/O PAUL F. READY
FARMER & READY
1254 MARSH STREET
SAN LUIS OBISPO CA 93401

CREDITOR

BANK OF AMERICA
PO BOX 15019
WILMINGTON, DE 19850-5019

CREDITOR

CALIFORNIA DEPT OF TAX AND FEE
ADMI
SPECIAL OPS, MIC 29
PO BOX 942879
SACRAMENTO, CA 94279-0005

CREDITOR

CAPITAL ONE
P.O. BOX 60599
CITY OF INDUSTRY, CA 91716-0599

CREDITOR

CIVIL PROCESS CLERK
UNITED STATES ATTORNEY'S
OFFICE
FEDERAL BUILDING, ROOM 7516
300 NORTH LOS ANGELES
STREET
LOS ANGELES, CA 90012

CREDITOR

ELECTRO-STEAM GENERATOR CORP.
50 INDEL AVENUE
RANOCAS, NJ 08073

CREDITOR / POC ADDRESS

FRANCHISE TAX BOARD
BANKRUPTCY SECTION MS A340
PO BOX 2952
SACRAMENTO CA 95812-2952

CREDITOR

HILCO REAL ESTATE, LLC
5 REVERE DRIVE, SUITE 320
NORTHBROOK, IL 60062

CREDITOR / POC ADDRESS

INTERNAL REVENUE SERVICE
P.O. BOX 7346
PHILADELPHIA, PA 19101-7346

OTHER PROFESSIONAL

LEE CODDING
13217 JAMBOREE RD #429
TUSTIN, CA 92782

CREDITOR

PG&E
P.O. BOX 99700
SACRAMENTO, CA 95899-7300

CREDITOR

RABBIT RIDGE WINE SALES, INC.
179 NIBLICK RD, #406
PASO ROBLES, CA 93446-9693

CREDITOR

SUNBELT RENTALS
P.O. BOX 409211
ATLANTA, GA 30384-9211

CREDITOR

THOMAS K RACKERBY
C/O TOM PROUNTZOS
GOODMAN NEUMAN HAMILTON
LLP
ONE POST STREET, SUITE 2100
SAN FRANCISCO, CA 94104

CREDITOR

WEST COAST WINE PARTNERS
134 CHURCH STREET
SONOMA, CA 95476-6612

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:
870 Roosevelt, Irvine, CA 92620

A true and correct copy of the foregoing document entitled: **DECLARATION THAT NO PARTY REQUESTED A HEARING ON MOTION LBR 9013-1(o)(3)** will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On September 2, **2021**, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

☒ Service information continued on attached page

2. SERVED BY UNITED STATES MAIL: On **September 2, 2021**, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

DEBTOR

NORTHERN HOLDING, LLC
ATTN: OFFICER, A MANAGING OR GENERAL AGENT,
OR TO ANY OTHER AGENT AUTHORIZED BY
APPOINTMENT OR LAW TO RECEIVE SERVICE
13217 JAMBOREE RD #429
TUSTIN, CA 92782

☐ Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on **September 2, 2021**, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

HONORABLE MARK S. WALLACE

United States Bankruptcy Court
Central District of California
Ronald Reagan Federal Building and Courthouse
411 West Fourth Street, Suite 6135
Santa Ana, CA 92701-4593

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

September 2, 2021 Layla Buchanan
Date Printed Name

/s/ Layla Buchanan
Signature

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** CONTINUED:

- **ATTORNEY FOR U.S. TRUSTEE (SA):** Nancy S Goldenberg nancy.goldenberg@usdoj.gov
- **ATTORNEY FOR CREDITOR FARM CREDIT WEST, FLCA:** Michael J Gomez mgomez@frandzel.com, dmoore@frandzel.com
- **ATTORNEY FOR TRUSTEE RICHARD A MARSHACK (TR):** D Edward Hays ehays@marshackhays.com, ehays@ecf.courtdrive.com; kfrederick@ecf.courtdrive.com; cmendoza@marshackhays.com; cmendoza@ecf.courtdrive.com
- **ATTORNEY FOR TRUSTEE RICHARD A MARSHACK (TR):** Tinho Mang tmang@marshackhays.com, tmang@ecf.courtdrive.com; kfrederick@ecf.courtdrive.com; cmendoza@ecf.courtdrive.com
- **TRUSTEE RICHARD A MARSHACK (TR):** Richard A Marshack (TR) pkraus@marshackhays.com, rmarshack@iq7technology.com; ecf.alert+Marshack@titledxi.com
- **ATTORNEY FOR INTERESTED PARTY BANK DIRECT CAPITAL FINANCE:** Elissa Miller emiller@sulmeyerlaw.com, emillersk@ecf.inforuptcy.com; ccaldwell@sulmeyerlaw.com
- **ATTORNEY FOR DEBTOR NORTHERN HOLDING LLC:** Roksana D. Moradi-Brovia roksana@rhmfirm.com, matt@rhmfirm.com; janita@rhmfirm.com; susie@rhmfirm.com; max@rhmfirm.com; priscilla@rhmfirm.com; pardis@rhmfirm.com; russ@rhmfirm.com; rebecca@rhmfirm.com; david@rhmfirm.com; sloan@rhmfirm.com
- **ATTORNEY FOR CREDITOR ADLER BELMONT GROUP, INC.:** Paul F Ready tamara@farmerandready.com
- **ATTORNEY FOR DEBTOR NORTHERN HOLDING LLC:** Matthew D. Resnik matt@rhmfirm.com, roksana@rhmfirm.com; janita@rhmfirm.com; susie@rhmfirm.com; max@rhmfirm.com; priscilla@rhmfirm.com; pardis@rhmfirm.com; russ@rhmfirm.com; rebecca@rhmfirm.com; david@rhmfirm.com; sloan@rhmfirm.com
- **UNITED STATES TRUSTEE (SA):** United States Trustee (SA) ustpreion16.sa.ecf@usdoj.gov
- **ATTORNEY FOR CREDITOR FARM CREDIT WEST, FLCA:** Reed S Waddell rwaddell@frandzel.com, sking@frandzel.com
- **ATTORNEY FOR CREDITOR FARM CREDIT WEST, FLCA:** Gerrick Warrington gwarrington@frandzel.com, sking@frandzel.com
- **INTERESTED PARTY COURTESY NEF:** David Wood dwood@marshackhays.com, dwood@ecf.courtdrive.com; lbuchananmh@ecf.courtdrive.com; kfrederick@ecf.courtdrive.com